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**Introduced by Senator McClintock**

February 22, 2005

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An act to amend Section 164 of the Streets and Highways Code, relating to transportation.

## LEGISLATIVE COUNSEL'S DIGEST

SB 789, as introduced, McClintock. Transportation: state highways.

Existing law requires the California Transportation Commission to program interregional and regional transportation capital improvement projects through the State Transportation Improvement Program process, consistent with estimated available funding. Existing law sets forth specified program categories for which funds made available for transportation capital improvement projects may be programmed and expended.

This bill would make a nonsubstantive change to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 164 of the Streets and Highways Code
- 2 is amended to read:
- 3 164. (a) Funds made available for transportation capital
- 4 improvement projects under subdivision (e) of Section 163 shall
- 5 be programmed and expended for the following program
- 6 categories:
- 7 (1) Twenty-five percent for interregional improvements.
- 8 (2) Seventy-five percent for regional improvements.

1 (b) Sixty percent of the funds available for interregional  
2 improvements under paragraph (1) of subdivision (a) shall be  
3 programmed and expended for improvements to state highways  
4 that are specified in Sections 164.10 to 164.20, inclusive, and  
5 that are outside the boundaries of an urbanized area with a  
6 population of more than 50,000, and for intercity rail  
7 improvements.

8 (c) ~~Not~~ No less than 15 percent of the amount of funds  
9 programmed under subdivision (b) shall be programmed for  
10 intercity rail improvement projects, including separation of grade  
11 projects.

12 (d) Funds made available under paragraph (1) of subdivision  
13 (a) shall be used for transportation improvement projects that are  
14 needed to facilitate interregional movement of people and goods.  
15 The projects may include state highway, intercity passenger rail,  
16 mass transit guideway, or grade separation projects.

17 (e) Funds made available under paragraph (2) of subdivision  
18 (a) shall be used for transportation improvement projects that are  
19 needed to improve transportation within the region. The projects  
20 may include, but shall not be limited to, improving state  
21 highways, local roads, public transit, intercity rail, pedestrian,  
22 and bicycle facilities, and grade separation, transportation system  
23 management, transportation demand management, soundwall  
24 projects, intermodal facilities, safety, and providing funds to  
25 match federal funds.